

## DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

POWERLINE PULSE POSITION MODULATED COMMUNICATION APPARATUS AND METHOD

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below.

09/656,160  
(Application Number)

September 6, 2000  
(Filing Date)

Pending  
(Status - patented, pending, abandoned)

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, Section 1.56.

I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

ALLAN M. SHAPIRO  
Reg. No. 18,291

Address all telephone calls to ALLAN M. SHAPIRO at (818) 342-9946.

Address all correspondence to ALLAN M. SHAPIRO  
18401 Burbank Boulevard, Suite 202  
Tarzana, California 91356-2824

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: MARSHALL E. LESTER

Inventor's signature

Marshall E. Lester

Date

5/23/01

Residence: Los Angeles, California

Citizenship: U.S.A.

Post Office Address: Powerline Control Systems  
19201 Parthenia Street, Suite J  
Northridge, California 91324

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(b)) - INDEPENDENT INVENTOR

Applicant : MARSHALL E. LESTER

Title: POWERLINE PULSE POSITION MODULATED COMMUNICATION APPARATUS AND METHOD

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in the specification filed herewith with title as listed above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

X No such person, concern or organization exists.

       Each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

MARSHALL E. LESTER  
NAME OF INVENTOR

Marshall Lester  
Signature of Inventor

5/23/01  
Date

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Signature of Inventor

Date

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